IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.2000 OF 2006

Ram Baburao Salve & Ors. ...Petitioners
Vs.
The State of Maharashtra & Anr. ...Respondents

Mr. Meghashyam Kocharekar for the Petitioners
Mr. A.S. Gadkarim, A.P.P for the State
Mr. Ganesh Gole for Respondent No.2

CORAM: SHRI J.N.PATEL &
SMT. ROSHAN DALVI, JJ.
DATED: 21ST SEPTEMBER, 2006

P.C.

1. The Petitioner as well as the Director of the Respondent No.2 are present with their Advocates on being noticed by the Petitioner. The Respondents have filed an affidavit of Mr. Jamil Jalali, one of the Directors of Respondent No.2, in which it has been specifically stated that settlement has taken place between the Petitioners and the Respondent No.2 Company and the Respondent No.2 is not interested in prosecuting its case as well as the complaint lodged with G.B., C.B., C.I.D. Mumbai, which is registered as Crime No. 4 of 2005 and he has no objection if this Court allows this

Petition.

2. The Respondent No.2 himself has stated that he will withdraw the complaint lodged with the learned Metropolitan Magistrate as well as the F.I.R. If that is so it will not be proper on the part of this Court to quash and set aside the Crime No.4 of 2005 registered with G.B., C.B., C.I.D. Mumbai and the complainant can very well withdraw the same as per the affidavit. The affidavit filed by the Respondent No.2, complainant is taken on record. Therefore, the Petition is dismissed as infructuous.

(SMT.ROSHAN DALVI, J.) (SHRI. J.N. PATEL, J.)